

INTERNATIONAL GOLDEN FOODS,)
INC., an Illinois corporation,)
)
Plaintiff,)
)
vs.)
)
SOYYIGIT GIDA SANAYI- VE)
TICARET ANONIM SIRKETI, and)
SOYYIGIT GROUP)
)
Defendants.)

Case No. 10 CV 906

Judge Charles Norgle, Sr.

MOTION TO EXTEND TIME TO RESPOND
TO DEFENDANT'S MOTION TO DISMISS

NOW COMES the Plaintiff, INTERNATIONAL GOLDEN FOODS, INC., an Illinois corporation, by and through its Attorney, Joseph M. Williams, and for its Motion to Extend time to Respond to Defendant, SOYYIGIT GIDA SANAYI VE TICARET ANOMIN SIRKETI's ("Soyyigit") Motion to Dismiss, states as follows:

1. That the parties appeared in Court on August 20, 2010, pursuant to Plaintiff's first motion for default, but this cause was never called.
2. That unbeknownst to the Plaintiff's counsel, Defendant SOYYIGIT filed a motion to dismiss on or about September 17, 2010.
3. That a review of the notice of electronic filing reveals that it was purportedly sent to Plaintiff's counsel via mail, a copy of which is attached hereto and made a part hereof as **Exhibit A**.
4. That this Court issued an electronic order, which has never been received by Plaintiff's counsel.
5. That on October 25, 2010, Plaintiff's counsel filed its second notice and motion for default.
6. That on October 25, 2010, Defendant's counsel telephoned Plaintiff's counsel to advise of both the filing of their motion to dismiss, as well as the Court's briefing order.

8. That previously, on October 27, 2010, Plaintiff's counsel's secretary attempted to call Judge Norgle's deputy clerk to determine why he was not receiving email communications regarding electronic filings. Plaintiff's counsel also sent a letter to both Defendant's counsel and the Clerk of this Court, relative thereto, copies of which are attached hereto as **Exhibit B**.

9. That Plaintiff seeks additional time, until December 1, 2010, within which to respond to Defendant's motion, as it both just received it and has a 2 to 4 day trial scheduled in November 2010.

10. That no prejudice will be created by providing additional time to response and reply, as well as the resetting of a date for ruling.

WHEREFORE, Plaintiff, INTERNATIONAL GOLDEN FOODS, INC., prays this Court extend the time for it to respond to Defendant SOYYIGIT's Motion to Dismiss to December 1, 2010, and reset this matter for ruling or hearing.

Respectfully submitted,

By: /s/ Joseph M. Williams
Joseph M. Williams

JOSEPH M. WILLIAMS, Esq.
Attorney for Plaintiff
810 N. Arlington Heights Road
Itasca, IL 60143
(630) 346-4472
Atty No. 17039

Case: 1:10-cv-00906 Document #: 17 Filed: 11/01/10 Page 1 of 2 PageID #:58
FOR THE NORTHERN DISTRICT OF ILLINOIS

INTERNATIONAL GOLDEN FOODS, INC.)	
)	
Plaintiff,)	
)	
vs.)	No.: 10 CV 906 (CRN)
)	
SOYYIGIT GIDA SANAYI VE TICARET)	
ANONIM SIRKETI, et al.,)	
)	
Defendants.)	

NOTICE OF MOTION

PLEASE TAKE NOTICE THAT ON Friday, September 17, 2010, at 10:30 a.m. or soon thereafter as counsel may be heard, we shall appear before the Honorable Charles R. Norgle, Sr., Room 2341, United States District Court for the Northern District of Illinois, 219 South Dearborn Avenue, Chicago, Illinois 60604, and shall then and there present Plaintiff's Motion for Enlargement of Time, a copy of which is attached hereto and served upon you, NOTICE OF MOTION TO DISMISS AND MEMORANDUM OF LAW

/s/ James J. Sipchen

PRETZEL & STOUFFER CHARTERED
One South Wacker Drive, #2500
Chicago, Illinois 60606
(312) 346-1973



Case: 1:10-cv-00906 Document #: 13 Filed: 09/10/10 Page 2 of 2 PageID #:59

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the **Notice of Motion** was filed electronically this 10th day of September, 2010. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system and/or by facsimile transmission and Standard U.S. Mail (only where indicated). Parties may access this filing through the Court's electronic system.

Joseph M. Williams
810 N. Arlington Heights road
Itasca, IL 60143
(630) 346-4472

s/James J. Sipchen

James J. Sipchen (IL Bar No. 6226113)

Amy J. Thompson (IL Bar No. 6244011)

Matthew J. Ligda (IL Bar No. 6229719)

Pretzel & Stouffer, Chartered

One South Wacker Drive - Suite 2500

Chicago, Illinois 60606

Telephone: (312) 578-7442

Fax: (312) 346-8242

E-Mail: jsipchen@pretzel-stouffer.com

Attorneys for Defendants,

Soyyigit Gida Sanayi Ve Ticaret Anonim Sirketi

Of Counsel:

Eric S. Baxter

ARENT FOX LLP

1050 Connecticut Avenue, NW

Washington, DC 20036

Telephone: (202) 857-3440

Fax: (202) 857-6395

baxter.eric@arentfox.com

Notices

1:10-cv-00906 International Golden Foods, Inc. v. Soyyigit Gida Sanayi Ve Ticaret Anonim Sirketi et al

MASON

United States District Court

Northern District of Illinois - CM/ECF LIVE, Ver 4.1.1

Notice of Electronic Filing

The following transaction was entered by Sipchen, James on 9/10/2010 at 1:26 PM CDT and filed on 9/10/2010

Case Name: International Golden Foods, Inc. v. Soyyigit Gida Sanayi Ve Ticaret Anonim Sirketi et al
Case Number: 1:10-cv-00906
Filer: Soyyigit Gida Sanayi Ve Ticaret Anonim Sirketi
Document Number: 13

Docket Text:

NOTICE of Motion by James Joseph Sipchen for presentment of motion to dismiss[12] before Honorable Charles R. Norgle Sr. on 9/17/2010 at 10:30 AM. (Sipchen, James)

1:10-cv-00906 Notice has been electronically mailed to:

Amy Joan Thompson athompson@pretzel-stouffer.com, rryan@pretzel-stouffer.com

James Joseph Sipchen jsipchen@pretzel-stouffer.com

Matthew J. Ligda mligda@pretzel-stouffer.com, sfondren@pretzel-stouffer.com

1:10-cv-00906 Notice has been delivered by other means to:

Joseph Michael Williams
Attorney at Law
810 N. Arlington Heights Road
Itasca, IL 60143

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1040059490 [Date=9/10/2010] [FileNumber=7799127-0]
][2804e8b3992ffe789d86511442019af8b3a6d6f551e0da2f2513f73bdc8826926ad
1a31ca6cfb40391f9cdc725b344f7c4c2acdb1cec34e729343a991e00438c]]

810 N. Arlington Heights Road

Itasca, Illinois 60143

Tel: (630) 346-4472 -- Fax: (630) 285-9821

Joseph9248@sbeglobal.net

October 27, 2010

Via Facsimile (312) 346-8242
and Regular Mail

Amy J. Thompson, Esq.
PRETZEL & STOUFER, CHTD.
One S. Wacker Dr., Suite 2500
Chicago, Illinois 60606

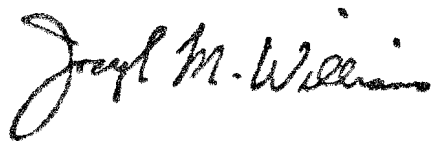
Re: International Golden Foods, Inc. vs. Soyyigit Gida Sanayi Ve Ticaret A.S.
Case No. 10 CV 906

Dear Ms. Thompson:

I have recently been advised by telephone that you filed a motion to dismiss the complaint and have also purportedly appeared in Court (or received a minute order), wherein an order was entered setting a briefing schedule. I am unaware of any of the above and have received nothing via email as to your electronic filing or the Court's scheduling. I find this to be rather ominous! Could you please immediately fax to my offices, copies of those filings so that I may somehow determine why I have not received same. Under separate cover, I am sending a similar request to Judge Norgle's deputy clerk.

Thanking you in advance for your anticipated cooperation, I remain

Very truly yours,



Joseph M. Williams

JMW/msh
Encl.



Transmission Log

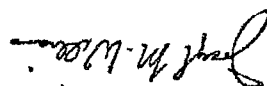
Earth, Inc.

Wednesday, 2010-10-27 16:46

Date	Time	Type	Job #	Length	Speed	Station Name/Number	Pgs	Status
2010-10-27	16:45	SCAN	02383	0:15	28800	3123468242	2	OK -- V.34 AM31

Encl.
JM/W/msh

Joseph M. Williams



Very truly yours,

Thanking you in advance for your anticipated cooperation, I remain

I have recently been advised by telephone that you filed a motion to dismiss the complaint and have also purportedly appeared in Court (or received a minute order), wherein an order was entered setting a briefing schedule. I am unaware of any of the above and have received nothing via email as to your electronic filing or the Court's scheduling. I find this to be rather ominous! Could you please immediately fax to my offices, copies of those filings so that I may somehow determine why I have not received same. Under separate cover, I am sending a similar request to Judge Norgle's deputy clerk.

Dear Ms. Thompson:

Re: International Golden Foods, Inc. vs. Soyylgit Gida Sanayi Ve Ticaret A.S.
Case No. 10 CV 906

Amy J. Thompson, Esq.
PRETZEL & STOUFFER, CHTD.
One S. Wacker Dr., Suite 2500
Chicago, Illinois 60606

Via Facsimile (312) 346-8242
and Regular Mail

October 27, 2010

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October 27, 2010

Charles R. Norgle, Sr.
Judge, Eastern Division USDC N. Dist of IL
219 S. Dearborn St., Room 2341
Chicago, Illinois 60604

ATTN: Deputy Clerk

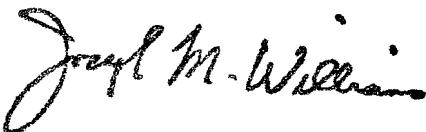
Re: International Golden Foods, Inc. vs. Soyyigit Gida Sanayi Ve Ticaret A.S.
Case No. 10 CV 906

Dear Deputy Clerk:

It has come to my attention, by the filing of a motion for default, that opposing counsel has purportedly filed a motion to dismiss and the Court had set a briefing schedule. I have not received any of these electronic filings, and am wondering why? Previously, there was a problem with an email address that I used many years ago, but no longer utilize. I am wondering, even though we asked the Clerk of the USDC to delete the no longer utilized email address, if it is somehow or other still being used? Could you please review and respond to this request; we have phoned your office and left voicemail messages on at least two separate occasions, without a response. FYI: the above email address is the correct one to use.

Thanking you in advance for your kind assistance, I remain.

Very truly yours,



Joseph M. Williams

JMW/msh

cc: Pretzel & Stoufer, Chtd.